

91st Legislative Session – 2016

Committee: House Local Government

Tuesday, February 02, 2016

P - Present
E - Excused
A - Absent

Roll Call

P Brunner
P Craig
P Greenfield (Lana)
P Hawks
P Heinemann (Leslie)
P Marty
P Qualm
P Rozum
P Schoenfish
P Soli
P Tulson
P Otten (Herman), Vice-Chair
P Conzet, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by By Representative Kristin A. Conzet.

MOTION: TO APPROVE THE MINUTES OF THE JANUARY 28, 2016 MEETING

Moved by: Craig
Second by: Heinemann (Leslie)
Action: Prevailed by voice vote.

HB 1100: set a minimum size for a sign about zoning changes or conditional use permits.

Presented by: Representative Otten (Herman)

MOTION: DO PASS HB 1100

Moved by: Hawks
Second by: Craig
Action: Prevailed by roll call vote. (13-0-0-0)

Voting Yes: Brunner, Craig, Greenfield (Lana), Hawks, Heinemann (Leslie), Marty, Qualm, Rozum, Schoenfish, Soli, Tulson, Otten (Herman), Conzet

MOTION: PLACE HB 1100 ON CONSENT CALENDAR

Moved by: Hawks
Second by: Tulson
Action: Prevailed by voice vote.

HB 1101: authorize municipalities to create programs to encourage housing development.

Presented by: Representative Otten (Herman)
Proponents: Yvonne Taylor, SD Municipal League
Greg Dean, South Dakota Telecommunications Association
Dean Krogman, South Dakota Association of Realtors
Roy Lindsay, Mayor, City of Madison

MOTION: DO PASS HB 1101

Moved by: Soli
Second by: Heinemann (Leslie)
Action: Prevailed by roll call vote. (13-0-0-0)

Voting Yes: Brunner, Craig, Greenfield (Lana), Hawks, Heinemann (Leslie), Marty, Qualm, Rozum, Schoenfish, Soli, Tulson, Otten (Herman), Conzet

HB 1102: allow for additional time to review certain competitive sealed bids.

Presented by: Representative Brunner
Proponents: Yvonne Taylor, SD Municipal League
Opponents: Deb Mortenson, Associated General Contractors of South Dakota

MOTION: AMEND HB 1102

1102ya

On page 4, after line 3 of the printed bill, insert:

" Section 2. That § 5-18A-35 be amended to read:

5-18A-35. In the procurement of supplies or services, a purchasing agency may require a bond or an approved security to be submitted with any bid or proposal as a guarantee that the bidder will enter into a contract with the purchasing agency. No offeror or bidder may be required to leave the bond or security posted for a longer period than ~~thirty~~ forty-five days if the bid or proposal is not accepted. The bond or approved security of the successful offeror or bidder shall be returned upon the signing of the contract.

Section 3. That § 5-18B-9 be amended to read:

5-18B-9. No bidder on a public improvement contract may be required, either in the invitation for bids or otherwise, to leave a certified check or cashier's check, or bid bond, posted for a longer period than ~~thirty~~ forty-five days if the bid is not accepted. The check or bid bond of the successful bidder shall be returned upon the execution of the contract and surety hereafter provided for. The checks or bid bonds of all unsuccessful bidders shall be, by the purchasing agency, immediately returned to the respective makers thereof and not more than ~~thirty~~ forty-five days shall elapse between the opening of the bids and either the acceptance of the bid of the lowest responsible bidder or the rejection of all of the bids presented."

Moved by: Brunner
Second by: Soli
Action: Prevailed by voice vote.

MOTION: DO PASS HB 1102 AS AMENDED

Moved by: Craig
Second by: Qualm
Action: Prevailed by roll call vote. (12-1-0-0)

Voting Yes: Brunner, Craig, Greenfield (Lana), Hawks, Heinemann (Leslie), Marty, Qualm, Rozum, Schoenfish, Soli, Tulson, Conzet

Voting No: Otten (Herman)

HB 1103: revise certain provisions regarding the qualification process for municipal office.

Presented by: Representative Brunner
Proponents: Lori Martinec, SD Municipal League

MOTION: DO PASS HB 1103

Moved by: Heinemann (Leslie)
Second by: Hawks
Action: Prevailed by roll call vote. (13-0-0-0)

Voting Yes: Brunner, Craig, Greenfield (Lana), Hawks, Heinemann (Leslie), Marty, Qualm, Rozum, Schoenfish, Soli, Tulson, Otten (Herman), Conzet

MOTION: PLACE HB 1103 ON CONSENT CALENDAR

Moved by: Hawks
Second by: Soli
Action: Prevailed by voice vote.

MOTION: ADJOURN

Moved by: Qualm
Second by: Craig
Action: Prevailed by voice vote.

Shirley Ellwein
Committee Secretary

Kristin A. Conzet, Chair